

STATE OF ARIZONA ARIZONA STATE LIQUOR BOARD 800 WEST WASHINGTON, 5TH FLOOR PHOENIX, AZ 85007

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DOUGLAS A. DUCEY Governor

TROY L. CAMPBELL **Board Chair**

TRACY UFFELMAN Director

Arizona State Liquor Board Hearing Minutes August 4, 2022

Members Present: Troy L. Campbell – Chair, Lynn Shulman – Vice Chair, Jill Pernice, Matthew Roemer,

Victoria Yarbrough and Paul David

Members Absent: None

Counsel Present: Mark Brachtl, Assistant Attorney General

Staff Present: Denise Bale, Board Administrator

A. Call to Order

The hearing of the Arizona State Liquor Board was called to order on August 4, 2022, at 9:08 a.m. with Mr. Campbell presiding. Google Meet was utilized for facilitating the meeting. Board members, staff, and all parties participated either online or telephonically.

Board members were asked if they have, or a relative who has, a substantial interest or remote interest with anyone of the cases being heard today. No conflicts of interest were disclosed.

Roll Call

All members were present.

B. 9:00 a.m. Agenda: Review, consideration and action

1. Bar Liquor License No. 06100174, Application No. 119787 - Owner Transfer Application

H.J. Lewkowitz, Agent Lucky's LLC Love Cabaret 5822 E. Speedway Tucson, AZ 85712

This matter was continued from the June 2, 2022 hearings to allow sufficient time for the parties to meet and explore the possibility of a settlement. J. Michael Murray and Thomas R. Aguilera appeared on behalf of the Applicant, Lucky's LLC. Principal Assistant City Attorney Shilpa Hunter-Patel appeared on behalf of the City of Tucson. The parties filed a Stipulated Motion to Continue this matter to the September Board meeting.

Motion to continue the hearing to

September 8, 2022 -

Shulman Yarbrough

Seconded -Yay -

Shulman, Yarbrough, Campbell, Pernice, Roemer, David

Nay -

None None

Abstained - Disposition -

Hearing continued to September 8, 2022

2. Beer and Wine Store Liquor License, Application No. 162415 - Original Application

Travis Quint Kingsley, Agent Family Dollar #29386 379726 Arizona 75 Duncan, AZ 85534

This matter is set for hearing because the Greenlee County Board of Supervisors recommended disapproval based on public testimony and the Board's discussion of detrimental impacts to small businesses and small business owners if this business is granted a liquor license. Chad Kaffer appeared on behalf of the Applicant, Family Dollar #29386, and its Agent, Travis Quint Kingsley. County Administrator Derek Rapier appeared on behalf of Greenlee County. The Applicant requested the hearing be continued until the Board's regular meeting in September to allow additional time to prepare. Applicant has retained attorney Jonathan Crumly to represent it at the hearing. Mr. Crumly's application for pro hac vice admission is pending at the State Bar of Arizona. Mr. Rapier advised Greenlee County has no position on the Applicant's request for a continuance.

Motion to continue the hearing to

September 8, 2022 -

David Shulman

Seconded -

David, Shulman, Pernice, Yarbrough, Campbell, Roemer

Yay -Nay -

None

Abstained -

None

Disposition -

Hearing continued to September 8, 2022

3. Bar Liquor License No. 06070027, Application No. 193224 - Location/Owner Transfer Application

Angelica Marie Carrillo Contreras, Agent Bandoleros LLC Bandoleros Night Club 3613 E. Van Buren Street Phoenix, AZ 85008

This matter is set for hearing because of public protest. The Applicant, Bandoleros LLC, and its Agent, Angelica Marie Carrillo Contreras, appeared at the hearing and were represented by Camila Alarcon. Public protestor William E. Shaffer Jr. did not appear at the hearing and was not represented by counsel.

The Applicant submitted its application with the Department of Liquor Licenses and Control (Department) on March 21, 2022. Protestor William E. Shaffer Jr. filed Protest of Liquor License Application on April 26, 2022. The Phoenix City Council met on June 1, 2022 and voted to give No Recommendation on the Application.

The Applicant, through its counsel Camila Alarcon, filed Memorandum in Support of Application on July 20, 2022. Both members of the Applicant have worked in, managed, and owned other liquor license establishments. The Agent has completed Basic and Management Title 4 liquor training. The Applicant

has applied for or obtained all permits and licenses from the City of Phoenix, Maricopa County, and the State. The location previously held a liquor license of the same series issued on April 4, 1983.

Ms. Yarbrough made a motion. The personal qualifications of the applicant are not contested, and the best interest of the community will be served has not been rebutted. I move that we approve the application for Bar Liquor License 06070027, Application No. 193224.

Motion to grant license -

Yarbrough

Seconded -

Pernice

Yay-

Yarbrough, Pernice, Campbell, Shulman, Roemer, David

Nay -

None

Abstained -

None

Disposition -

License granted

C. Minutes: Review, Consideration and Action

Motion to approve minutes of July 14, 2022 - Pernice

Seconded -

Yarbrough

Yay -

Pernice, Yarbrough, Campbell, Shulman, Roemer, David

Nay -

None

Abstained -Disposition - None Minutes approved

D. Reports on Current Events, Matters of Board Procedure, Requests and Items for Future Agenda

The next Board meeting is scheduled for September 8, 2022. There are currently four matters set for hearing.

E. Call to the Public

None.

Motion to adjourn meeting -

Yarbrough

Seconded -

Campbell

Yav -

Yarbrough, Campbell, Shulman, David, Pernice, Roemer

September 9, 202]

Nay -

None

Abstained -

None

Disposition -

Meeting adjourned at 9:34 a.m.

Denise M. Bale Administrator of the

Arizona State Liquor Board